

House File 545 - Introduced

HOUSE FILE _____
BY SCHULTZ and WINDSCHITL

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to proof of identity of a parent provided
2 notification of the performance of an abortion on the parent's
3 pregnant minor child.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
5 TLSB 2320YH 83
6 pf/rj/5

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1 1 Section 1. Section 135L.3, subsection 2, Code 2009, is
1 2 amended to read as follows:
1 3 2. The licensed physician who will perform the abortion
1 4 shall provide notification in person or by mailing the
1 5 notification by restricted certified mail to a parent of the
1 6 pregnant minor at the usual place of abode of the parent. For
1 7 the purpose of delivery by restricted certified mail, the time
1 8 of delivery is deemed to occur at twelve o'clock noon on the
1 9 next day on which regular mail delivery takes place,
1 10 subsequent to the mailing.
1 11 a. If a parent is provided notification in person under
1 12 this subsection, the parent shall present the licensed
1 13 physician with a current and valid government-issued photo
1 14 identification card. The licensed physician shall make a copy
1 15 of the photo identification card and retain the copy in the
1 16 medical file of the pregnant minor.
1 17 b. If a parent is provided notification by restricted
1 18 certified mail, the notification form shall be signed by the
1 19 parent, notarized, and returned to the licensed physician.
1 20 The licensed physician shall retain the signed and notarized
1 21 notification form in the medical file of the pregnant minor.

EXPLANATION

1 22 This bill relates to the notification of parents under Code
1 23 chapter 135L (notification requirements regarding pregnant
1 24 minors). Under current law, a licensed physician who will
1 25 perform an abortion on a minor is required to provide
1 26 notification in person or by mailing the notification by
1 27 restricted certified mail to a parent of the pregnant minor at
1 28 the usual place of abode of the parent, unless the minor
1 29 chooses other options under the law. If the parent is
1 30 notified by restricted certified mail, the time of delivery is
1 31 deemed to be 12 o'clock noon on the next day on which regular
1 32 mail delivery takes place, subsequent to the mailing.
1 33 The bill provides additional requirements based on the
1 34 manner of notification. Under the bill, if notification of
2 1 the parent of a pregnant minor is provided in person, the
2 2 parent is required to present the licensed physician with a
2 3 current and valid government-issued photo identification card.
2 4 The licensed physician is then required to make a copy of the
2 5 photo identification card and retain the copy in the medical
2 6 file of the pregnant minor. If the parent is notified by
2 7 restricted certified mail, the notification form is to be
2 8 signed by the parent, notarized, and returned to the licensed
2 9 physician. The licensed physician is required to retain the
2 10 signed and notarized notification form in the medical file of
2 11 the pregnant minor.
2 12 LSB 2320YH 83
2 13 pf/rj/5